

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>BRENDA FORTES,</b>	:	<b>CIVIL ACTION</b>
<b>Plaintiff,</b>	:	
	:	
<b>v.</b>	:	
	:	<b>No. 12-6063</b>
<b>BOYERTOWN AREA SCHOOL</b>	:	
<b>DISTRICT,</b>	:	
<b>Defendant.</b>	:	

**ORDER**

**AND NOW**, this 18<sup>th</sup> day of July, 2014, upon consideration of the defendant's motion to dismiss (Doc. No. 7, 8) and the plaintiff's response thereto (Doc. No. 22), it is hereby **ORDERED** that the motion is **GRANTED** in part and **DENIED** in part.

The following claims of the plaintiff are **DISMISSED**:

- 1) age discrimination claims under the ADEA and PHRA;
- 2) gender and sex discrimination claims under Title VII and the PHRA;
- 3) retaliation claims under Title VII, ADA, and PHRA; and
- 4) the defamation claim.

Service of Ms. Fortes' initial complaint is **QUASHED**. The Clerk of Court is directed to issue a new summons to the plaintiff. The plaintiff shall serve the defendant on the remaining claims in accordance with Federal Rule of Civil Procedure 4.<sup>1</sup>

BY THE COURT:

/s/Lawrence F. Stengel  
LAWRENCE F. STENGEL, J.

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<sup>1</sup> The plaintiff's race/color discrimination claims under Title VII and the PHRA and disability discrimination claims under the ADA and PHRA are not dismissed, per the accompanying memorandum.